01/21/05





## THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No.

10/749,120

Art Unit:

1645

Applicants:

Boyd et al.

Examiner:

Not Yet Assigned

Date Filed:

December 30, 2003

Conf. No.

Not Yet Assigned

Docket Nos.

NOR-015CP2 and 286336.154US1

Cust. No.

23483

Title:

Diagnostic Indicator of Thymic Function

## **CERTIFICATION UNDER 37 C.F.R. § 1.10**

I hereby certify that this correspondence is being deposited with the United States Postal Service as "Express Mail Post Office to Addressee" Service under 37 C.F.R. § 1.10 on the date indicated below and is addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

EV 508205732 US

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Date of Deposit

Brenda L. Robles

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

## SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Sir:

Applicants and their legal representatives hereby make of record on the attached PTO Form-1449 the following publications. This Information Disclosure Statement is being filed under 37 C.F.R. § 1.97(b)(3) before the mailing date of a first Office Action on the merits, therefore no fee is due. I hereby state under 37 C.F.R. § 1.97 (e)(1) that each item of information contained in this Information Disclosure Statement was cited in a communication (copy enclosed) from a foreign patent office on a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement.

A copy of the cited U.S. patent reference is not enclosed. Copies of all other publications are enclosed. If the Examiner requires a copy of the cited U.S. patent reference, he/she is invited to contact the undersigned agent for the Applicants.

It is respectfully requested that the information above be expressly considered during the

prosecution of this application and that the publications be made of record therein and appear

among the "References Cited" on any patent to issue therefrom. In this regard, it is requested that

the Examiner initial and return a copy of the enclosed Form PTO-1449 with the next Patent Office

Communication.

This submission does not represent that a search has been made and does not constitute an

admission that the listed documents are material to patentability or that the listed documents are

prior art. If it should be determined that any of the listed documents do not constitute "prior art"

under United States law, Applicants reserve the right to present to the Office the relevant facts and

law regarding the appropriate status of such documents.

Applicants further reserve the right to take appropriate action to establish the patentability

of the disclosed invention over the listed documents, should one or more of the documents be

applied against the claims of the present application.

No fees are believed to be due in connection with this matter; however, please charge any

fees that might be due to Deposit Account No. <u>08-0219</u>.

Respectfully submitted,

Date: January 20, 2005

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| Subt. For, PTO-1449  O I SUBTRICTION DISCLOSURE IN AN APPLICATION  JAN 2 0 2005  Use several sheets if necessary) |          |   |    |   | Docket Numbers<br>NOR-015CP2 and<br>286336.154US1 | Application Number 10/749,120 |  |
|---|----------|---|----|---|---|-------------------------------|--|
|   |          |   |    | : | Applicants Boyd et al.                            |                               |  |
| Con.  | S. 1.    |   |    |   | Filing Date                                       | Group Art Unit                |  |
| MA  | 2EMSheet | 1 | OF | 1 | December 30, 2003                                 | 1645                          |  |

| U.S. Patent Documents |                    |              |                      |          |          |                               |
|-----------------------|--------------------|--------------|----------------------|----------|----------|-------------------------------|
| EXAMINER INITIAL      | DOCUMENT<br>NUMBER | DATE         | NAME                 | CLASS    | SUBCLASS | FILING DATE<br>IF APPROPRIATE |
|                       | 6,103,694          | Aug 15, 2000 | Mardiney, III et al. | 514      | 12       | Apr 10, 1998                  |
|                       |                    |              |                      | <u> </u> |          |                               |
| -                     |                    |              |                      |          | <u> </u> |                               |
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|                       |                    |              |                      |          |          |                               |

| Foreign Patent Documents |                    |      |         |       |          |              |              |
|--------------------------|--------------------|------|---------|-------|----------|--------------|--------------|
| EXAMINER INITIAL         | DOCUMENT<br>NUMBER | DATE | COUNTRY | CLASS | SUBCLASS | TRANS<br>YES | LATION<br>NO |
|                          |                    |      |         |       |          |              |              |

|      | Other Documents (Including Author, Title, Date Pertinent Pages, Etc.)   |
|------|---|
| A265 | Ghalie et al., "Prevention of Hypermenorrhea With Leuprolide in Premenopausal Women Undergoing Bone Marrow Transplantation," American Journal of Hematology, 1993, Vol. 42, pp 350-353  |
| A266 | Kojima et al., "Immunosuppressive Therapy Using Antithymocyte Globulin, Cyclosporine, and Danazol With or Without Human Granulocyte Colony-Stimulating Factor in Children With Acquired Aplastic Anemia," Blood, September 15, 2000, Vol. 96, No. 6, pp 2049-2054 |
| A267 | Masera et al., "Is Orchiectomy Indicated Before BMT in Childhood ALL?" Bone Marrow Transplant, 1991, Vol. 8, No. S1, pp 33-35   |
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|      |   |
|      |   |

| EXAMINER  | DATE CONSIDERED |  |  |  |  |
|---|-----------------|--|--|--|--|
| <b>EXAMINER:</b> Initial if citation is considered, whether or not citation is in conformance with MPEP § 609: Draw Line through citation if not conformance and not considered. Include copy with next communication to applicant. |                 |  |  |  |  |